

United States Bankruptcy Court  
District of Puerto Rico

IN RE:

Case No. **09-11124 SEK**

**MARQUEZ SILVA, CARMEN NYDIA**

Chapter **13**

Debtor(s)

**AMENDED CHAPTER 13 PAYMENT PLAN**

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: \_\_\_\_\_

☒ AMENDED PLAN DATED: **2/17/2010**

☐ PRE ☐ POST-CONFIRMATION

Filed by: ☒ Debtor ☐ Trustee ☐ Other

**I. PAYMENT PLAN SCHEDULE**

\$ **940.00** x **60** = \$ **56,400.00**  
\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_  
\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_  
\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_  
\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_

TOTAL: \$ **56,400.00**

Additional Payments:

\$ \_\_\_\_\_ to be paid as a LUMP SUM  
within \_\_\_\_\_ with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in  
addition to the above:

\$ **200.00** x **5** = \$ **1,000.00**

PROPOSED BASE: \$ **57,400.00**

**III. ATTORNEY'S FEES**  
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee  
Disclosure Statement: \$ **2,700.00**

Signed: \_\_\_\_\_  
Debtor

Joint Debtor

**II. DISBURSEMENT SCHEDULE**

A. ADEQUATE PROTECTION PAYMENTS OR \$ \_\_\_\_\_

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. **DORAL BANK** Cr. **DORAL BANK** Cr. \_\_\_\_\_  
# **0030043179** # **0080026462** # \_\_\_\_\_  
\$ **1.00** \$ **1.00** \$ \_\_\_\_\_

2. ☒ Trustee pays IN FULL Secured Claims:

Cr. **CRIM** Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
# **00000030043179** # \_\_\_\_\_ # \_\_\_\_\_  
\$ **14.12** \$ \_\_\_\_\_ \$ \_\_\_\_\_

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
# \_\_\_\_\_ # \_\_\_\_\_ # \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

4. ☐ Debtor SURRENDERS COLLATERAL to Lien Holder:

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

**DORAL BANK** **DORAL BANK**

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.  
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other:  
☐ Paid 100% / ☐ Other:

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
# \_\_\_\_\_ # \_\_\_\_\_ # \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)  
**See Continuation Sheet**

Attorney for Debtor **Marilys Valdes Ortega Law Offices**

Phone: **(787) 758-4400**

AMENDED CHAPTER 13 PAYMENT PLAN

**AMENDED CHAPTER 13 PAYMENT PLAN**  
Continuation Sheet - Page 1 of 1

TRUSTEE TO PAY ATTORNEY'S FEES BEFORE ANY SECURED OR PRIORITY CREDITOR.

ANY POST PETITION TAX RETURNS THAT MAY PROSPECTIVELY ARISE FROM ANY TAX REFUND FOR THE DURATION OF THE PLAN WILL BE USED AS NEEDED TO FUND THE PLAN IN ORDER TO MAXIMIZE THE DISTRIBUTION TO GENERAL UNSECURED CREDITORS, AFTER ITS CONFIRMATION AND WITHOUT THE NEED FOR ANY FURTHER NOTICE, HEARING OR COURT ORDER, THE PLAN SHALL BE DEEMED MODIFIED BY THE INCREMENT(S) TO ITS BASE.

PERIODIC PAYMENTS COME FROM CHRISTMAS BONUS TO BEGIN DECEMBER 2010.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

CARMEN NYDIA MARQUEZ SILVA

Debtor(s)

CASE NO.; 09-11124 SEK

CHAPTER 13 (ASSET CASE)

CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

**COMES(S)** now Debtor(s) represented by the undersigned counsel and respectfully allege(s) and pray(s) as follows:

1. The undersigned attorney hereby certifies that has notified all creditors and persons with interest as per master address list of the Chapter 13, **AMENDED PLAN DATED 2/17/2010**.

**WHEREFORE**, it is respectfully requested from this Honorable Court to take notice of this service.

In San Juan, Puerto Rico, this 17<sup>TH</sup>, day of February, 2010.

**I HEREBY CERTIFY:** That I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: Chapter 13 Trustee **Jose R. Carrion, Esq.**, US Trustee **Monsita Lecaroz Arribas** and to all those who in this case have registered for receipt of notice by electronic mail and I hereby certify that I have mailed by regular mail to all creditors listed on the attached Master Address List.

**RESPECTFULLY SUBMITTED.**

/S/MARILYN VALDES ORTEGA  
**MARILYN VALDES ORTEGA**  
USDC PR 214711  
P.O.Box 195596  
San Juan, PR 00919-5596  
Tel. (787) 758-4400  
Fax. (787) 763-0144

Label Matrix for local noticing 0104-3 Case 09-11124-SEK13 District of Puerto Rico Old San Juan Wed Feb 17 10:21:00 AST 2010	DORAL BANK (VTQ) MARTINEZ & TORRES LAW OFFICES P S C PO BOX 192938 SAN JUAN, PR 00919-3409	US Bankruptcy Court District of P.R. U.S. Post Office and Courthouse Building 300 Recinto Sur Street, Room 109 San Juan, PR 00901-1964
BANCO POPULAR DE PR CARD PRODUCTS DIVISION PO BOX 70100 SAN JUAN, PR 00936-8100	BANCO POPULAR DE PUERTO RICO BANKRUPTCY DEPARTMENT PO BOX 366818 SAN JUAN PR 00936-6818	BANCO POPULAR PR PO BOX 2708 SAN JUAN PR 00960
BANCO SANTANDER PO BOX 191080 SAN JUAN, PR 00919-1080	BANK OF AMERICA PO BOX 15019 WILMINGTON, DE 19886-5019	CRIM PO BOX 195387 SAN JUAN, PR 00919-5387
DEPARTAMENTO DE HACIENDA PO BOX 9024140 OFICINA 424 B SAN JUAN, PR 00902-4140	DEPARTAMENTO DEL TRABAJO AVE. MUOZ RIVERA 505 HATO REY, PR 00918-3352	DEPARTMENT STORES NATIONAL BANK/MACYS NCO FINANCIAL SYSTEMS, INC. PO BOX 4275 NORCROSS, GA 30091-4275
DORAL BANK PO BOX 71306 SAN JUAN, PR 00936-8406	GE MONEY BANK GAP CARD PO BOX 981400 EL PASO TX 79998-1400	HSBC RETAIL SERVICES PO BOX 60148 CITY OF INDUSTRY, CA 91716-0148
(p)INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 21126 PHILADELPHIA PA 19114-0326	JC PENNEY PO BOX 960090 ORLANDO, FL 32896-0090	MACYS PO BOX 183083 COLUMBUS, OH 43218-3083
MACYS PO BOX 8053 MASON OH 45040-8053	SAM'S CLUB PO BOX 530942 ATLANTA, GA 30353-0942	SEARS CREDIT CARDS P.O. BOX 183081 COLUMBUS, OH 43218-3081
WESTERNBANK PO BOX 1180 MAYAGUEZ, PR 00681-1180	CARMEN NYDIA MARQUEZ SILVA PMB 26 267 CALLE SIERRA MORENA SAN JUAN, PR 00926-5539	JOSE RAMON CARRION MORALES PO BOX 9023884 SAN JUAN, PR 00902-3884
MARILYN VALDES ORTEGA VALDES-ORTEGA P O BOX 195596 SAN JUAN, PR 00919-5596	MONSITA LECAROS ARIBAS OFFICE OF THE US TRUSTEE (UST) OCHOA BUILDING 500 TANCA STREET SUITE 301 SAN JUAN, PR 00901-1938	

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

INTERNAL REVENUE SERVICE  
MERCANTIL PLAZA BLDG, ROOM 1014  
2 PONCE DE LEON AVE. STOP 27 1/2  
SAN JUAN, PR 00918-1693

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)DORAL BANK (VTQ)	(u)MARQUEZ SILVA, CARMEN NYDIA	End of Label Matrix	
MARTINEZ & TORRES LAW OFFICES, P.S.C.		Mailable recipients	25
PO BOX 192938		Bypassed recipients	2
SAN JUAN PR 00919-3409		Total	27